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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Nichola M DiBella

Computer User Posture Device

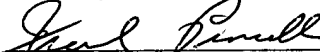
Serial No. 10/692,048

Filed October 23, 2003

Group Art Unit: 3764

Examiner: Michael Brown

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Frank Pincelli

8/8/2005  
Date

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Sir:

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

The owner, Nichola M DiBella of the entire interest in the instant application, hereby disclaims except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, of prior U.S. Patent No. 6,640,809. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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☒ The undersigned is an attorney of record. (If this box is not checked do not use this form)

8/8/2005  
Date  
Telephone: 585-588-2728

Frank Pincelli  
Frank Pincelli  
Attorney of Record  
Registration No. 27,370

/phw

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